THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.20850 OF 2005

Date:27.09.2005

Between:

G.Shankar, E-800682, Conductor,

BHEL Depot, S/o.Misayya,

R/o.Siddipet, Medak District

… Petitioner

AND

The APSRTC Rep. by its Asst.Manager,

BHEL Depot, Hyderabad

and another

… Respondents

ORDER:

The petitioner is employed as a daily wage conductor in the Medak Region of A.P.S.R.T.C., in 1999. In the year 2001, he was transferred to Hyderabad City Region. On his request, he was repatriated to Medak Region. On the basis of the same, the Depot Manager, BHEL Depot, 2nd respondent, addressed a letter, dated 14.07.2005, to the Assistant Manager, 1st respondent, of that depot to relieve the petitioner. The grievance of the petitioner is that though more than two and half months have elapsed, he has not been relieved as yet and seeks appropriate directions.

Heard the learned counsel for the petitioner and the learned standing counsel for the respondents.

The petitioner, who was appointed in the Medak Region, was transferred to the Hyderabad City Region in the year 2001. On his request, he was repatriated to his parent unit. On the basis of this, the 2nd respondent under whom the petitioner was working addressed a letter dated 14.07.2005, directing the Assistant Manager to relieve the petitioner. Learned standing counsel for the respondents submits that the delay in relieving the petitioner is on account of the fact that there is no substitute as of now for the petitioner.

Basically, the petitioner is borne on the rolls of Medak region. On administrative grounds, he has been transferred to the city, and thereafter was repatriated to his parent unit through orders dated 28.06.2005, passed by the Deputy Chief Personnel Manager, Hyderabad City Region.

The controversy is only as to relieving the petitioner from the existing place of working. The 2nd respondent has already directed his immediate subordinate, the Assistant Manager. The matter of relieving the petitioner is pending since last more than two and half months. It is rather difficult to believe that the respondents are not able to find a substitute for the petitioner. It is alleged that there are several daily wage conductors on the rolls of the 2nd respondent depot, who are awaiting the entrustment of work.

Having regard to the facts and circumstances of the case, the writ petition is disposed of directing the 2nd respondent herein to ensure that the petitioner is relieved without any further delay. There shall be no order as to costs.

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L.NARASIMHA REDDY,J

Date:27.09.2005

Note: Office to furnish copy

in three days.

(B/o.) ***TS***